CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	✓ Force	☑ Discourt.	☐ U.S.
Mac Muir		Squad #2	201700800	✓ Abuse	O.L.	☐ Injury
Incident Date(s)		Location of Incident:	1	Precinct:	18 Mo. SOL	EO SOL
Friday, 01/27/2017, Saturday, 7:40 AM	01/28/2017	Transit District 3 stati	onhouse	32	7/28/2018	7/28/2018
Date/Time CV Reported		CV Reported At:	How CV Reported	: Date/Time	e Received at CCI	RB
Sat, 01/28/2017 10:15 AM		Precinct	In-person	Tue, 01/31	1/2017 3:19 PM	
Complainant/Victim	Туре	Home Addr	ess	<u> </u>		
Subject Officer(s)	Shield	TaxID	Command			
1. POM Steven Waldron	23806	920950	TB DT03			
Witness Officer(s)	Shield N	Tax No	Cmd Name			
1. POM Jeffrey Philip	15783	961103	TB DT03			
2. POM Labeat Qosja	08520	962030	TB DT03			
3. POF Peri Maldonado	14138	942109	TB DT03			
4. POM Ismael Camilo	07710	955778	TB DT03			
5. SGT Yvette Bartee	404	896999	TB DT03			
Officer(s)	Allegati	on		Inve	estigator Recon	nmendation
A.POM Steven Waldron	Abuse: F	Abuse: Police Officer Steven Waldron threatened with the use of force.				
B.POM Steven Waldron		Discourtesy: Police Officer Steven Waldron spoke discourteously to \$\frac{87(2)(b)}{2}\$				
C.POM Steven Waldron	Force: Pogainst §	olice Officer Steven Wa	aldron used physical	force		

Case Summary

On January 28, 2017, § 87(2)(b) filed this complaint in person at the Transit District 3 Stationhouse. On January 28, 2017, the complaint was received by the Internal Affairs Bureau (IAB). On January 31, 2017, the complaint was received by the Civilian Complaint Review Board (CCRB). This complaint is being closed over 90 days after it was received because repeatedly rescheduled his interview appointments, causing him to provide a sworn statement over two months after his complaint was originally received by the CCRB. The investigation consulted with an APU attorney in regards to all allegations in this case. At approximately 4:40 p.m. on January 27, 2017, \$37(2)(b) was arrested inside of the West 157th Street 1-Train Station for \$87(2)(b) (Board Review 11). He was transported to the Transit District 3 stationhouse, where he was held until the following morning. At approximately 7:40 a.m. on January 28, 2017, \$87(2)(6) was sitting on the cell bench inside of the holding cell in the Transit District 3 stationhouse when Police Officers Ismael Camilo and Labeat Qosja of Transit District 3 went into §87(2)(b) holding cell and told him that it was time to go to court. § 37(2)(b) was placed in handcuffs. Police Officers Jeffrey Phillip, Steven Waldron, and Peri Maldonado of Transit District 3 entered the cell. Police Officer Waldron told Police Officers Camilo and Qosja to leave the cell, and allegedly said, "You guys can step out of the cell, and I'm going to fuck him up" (Allegations A and B). Police Officers Camilo, Qosja, and Phillip walked out of the cell. Police Officers Waldron and Maldonado attempted to pick \$87(2)(b) up by his shoulders. They could not lift \$87(2)(b) threw him back to the cell floor. He landed on his back. Police Officer Waldron allegedly said, "I'm going to kick your ass" (within Allegation A) and kicked § 87(2)(6) in the side one time (Allegation C). Police Officers Waldron and Maldonado lifted 887(2)(b) him onto the cell bench next to the outer cell wall. Police Officer Waldron allegedly placed his forearm across §87(2)(b) chest, pressed §87(2)(b) into the wall, and said, "I have a sixyear-old daughter at home that acts better than you." With his free hand, Police Officer Waldron allegedly pressed his thumb forcefully into the upper cheekbone beneath §87(2)(b) (within Allegation C). §87(2)(b) said, "I'm not gonna cry. Do what you have to do," and repeatedly said, "You're not gonna break me." Police Officer Waldron allegedly continued to press his thumb into § 87(2)(b) cheekbone for several minutes. When Police Officer Waldron stopped pressing down, he said, "I guess you are really crazy" (within Allegation B). told Police Officer Waldron that he was going to file a complaint against him. Police Officer Waldron showed \$37(2)(b) his name and shield and said, "Do what you gotta do." Police Officer Waldron took of \$87(2)(b) handcuffs and walked out of the cell. took off his shirt, and screamed at the "top of [his] lungs" for several hours.

No video footage was obtained by the investigation in regards to this incident. A request to Transit District 3 for video footage from the Transit District 3 holding cell area was returned with a response that the cameras in Transit District 3 do not record (Board Review 08).

Mediation, Civil and Criminal Histories

• This complaint was unsuitable for mediation because of § 87(2)(b) arrest.

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	•	As per the Comptroller's Office, no Notice of Claim has been filed in regards to this incident as of August 3, 2017 (Board Review 09).
	•	§ 87(2)(b), § 87(2)(c)
	•	§ 87(2)(b) § 87(2)(c)
	•	Civilian and Officer CCRB Histories This is the first CCRB complaint involving (Board Review 02). Police Officer Waldron has been a member of the NYPD for nineteen years and has thirteen previous allegations in seven cases with no substantiated allegations. Police Officer Waldron has six prior physical force allegations against him. Four were unsubstantiated and two were closed as complainant uncooperative.
•	rep off	Potential Issues spite being first asked to come to the CCRB on February 6, 2017, \$87(2)(b) eatedly postponed his interview appointments until April 6, 2017. As a consequence, icers were not interviewed until over three months after the incident occurred. was the only prisoner in the Transit District 3 holding cells at the time of the eged FADOs and there were no civilian witnesses to the allegations.
		Findings and Recommendations
All	<u>ega</u> 1	Force: \$37(2)(b) alleged that Police Officer Kimron Francis of Transit District 3 pushed him backwards while attempting to prevent him from exiting the station platform area at the West 157th Street 1-train station.
	•	Discourtesy: \$87(2)(6) alleged that while he smoked a cigarette in the rear of the stationhouse, Police Officer Francis told him that he, "fucked up" (in regards to arresting \$87(2)(6) \$87(2)(9)
	•	Force: On his Civilian Complaint Form, \$87(2)(b) alleged that Police Officer Maldonado stepped on his chest. However, in his statements to the CCRB, he described Police Officer Maldonado as placing her foot against his side while Police Officer Waldron kicked him. \$87(2)(9)

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Allegation A – Abuse of Authority: Police Officer Steven Waldron threatened 887/205 with the use of force. Allegation B – Discourtesy: Police Officer Waldron spoke discourteously to 387(2)(5) Allegation C – Force: Police Officer Steven Waldron used physical force against 387(2)(5) at the Transit District 3 Stationhouse This complaint was submitted in person by § 87(2)(b) on January 28, 2017 (Board Review 03). \$87(2)(b) was interviewed at the CCRB on April 6, 2017. Police Officer Phillip was interviewed on May 2, 2017. Police Officers Francis and Camilo were interviewed on May 3, 2017. Police Officer Marcin Mosio and Sergeant Yvette Bartee of Transit District 3 were interviewed on May 4, 2017. Police Officer Qosja was interviewed on May 10, 2017. Police Officer Waldron was interviewed on May 16, 2017. Police Officer Maldonado was interviewed on May 17, 2017. 887(2)(b) answered follow-up questions by telephone on August 9, 2017 (Board Review 10). § 87(2)(g) stated that he entered the station platform through the emergency exit at the West 157th Street 1-Train station in Manhattan, and was subsequently arrested by Police Officers Kimron Francis and Marcin Mosio for \$87(2)(b) . He was taken to the Transit District 3 stationhouse. He told officers at the stationhouse that he was not going to Manhattan Central Booking. §87(2)(b) chest hurt, he believed, because he was being yelled at and was yelling back. §87(2)(b) complained to the officers that his chest hurt. was transported to § 87(2)(b) When EMS arrived, § 87(2)(b) . At the hospital, medical on an IV but § 87(2)(b) staff attempted to place § 87(2)(b) refused to have any liquids put into his body for religious reasons. § 87(2)(b) was transported back to the stationhouse. In the rear of the stationhouse, Police Officer Francis provided §87(2)(b) with a Black & Mild cigarette, which he smoked in the back of the stationhouse, in order to calm him down. After he finished smoking, § 87(2)(b) was placed back in a cell. At approximately 7:30 a.m. the following morning, an officer, who was identified by witness officers as Police Officer Camilo, went into the cell area with Police Officer Oosja and told \$87(2)(5) that it was time to go to told Police Officer Camilo that he was "not going anywhere" until 9:00 a.m. so that he could have a half-hour to be transported to court, which began at 9:30 a.m. that morning. Police Officer Camilo repeated that § 87(2)(b) had to go to court and then placed him in handcuffs. Police Officers Qosja, Waldron, and Maldonado entered the cell. Police Officer Waldron told Police Officers Camilo and Oosja to "step out of the cell." Police Officers Camilo and Oosja stood outside of the cell. Police Officers Waldron and Maldonado attempted to lift off of the ground. §87(2)(6) went limp and reiterated that he would not leave until 9:00 a.m. Police Officers Waldron and Maldonado placed him onto the cell bench which was next to the cell wall. [37(2)(b) back was to the cell wall. After some period of time, Police Officer Waldron left the cell, providing § 37(2)(b) with his name and shield number as he walked out. Afterwards, \$37(2)(b) became even louder, took off his shirt, and screamed for

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several hours.

The following points from \$87(2)(b) statement are in dispute: \$87(2)(b) stated that he
was in handcuffs during his interaction with Police Officer Waldron. He alleged that Police
Officer Waldron instructed the officers other than Police Officer Maldonado to step out of the cell
by saying, "I'm tired of his shenanigans. You guys can step out of the cell, and I'm going to fuck
him up." At this point, Police Officer Camilo and Police Officer Qosja exited the cells and
remained immediately outside of the cells, from where they observed what followed.
stated that he was on the cell bench when Police Officers Waldron and Maldonado
entered his cell, and that together they pulled him off of the cell bench and onto the cell floor.
Police Officers Waldron and Maldonado attempted to pick him up, and when they realized that
they could not pick him up, they threw him back onto the cell floor. Police Officer Waldron said,
"Do you know what's about to happen to you right now? I'm gonna kick your ass." Police Officer
Waldron then kicked \$87(2)(b) in the ribs one time, while Police Officer Maldonado's foot
braced the impact of the kick. Police Officer Waldron then threw §87(2)(b) into the cell
corner on the cell bench next to the outer cell wall. Police Officer Waldron walked toward
and said, "I have a six year-old daughter at home that acts better than you. I'm tired of
your shenanigans." Police Officer Waldron placed one arm on \$87(2)(b) chest. At this
point, Police Officer Phillip walked out of the cell area, and Police Officer Waldron used his free
hand to press his thumb forcefully into the upper cheekbone beneath \$87(2)(b) left eye.
said, "I'm not gonna cry. Do what you have to do." Police Officer Waldron looked
directly at \$87(2)(6) who repeatedly said, "You're not gonna break me." Police Officer
Waldron continued to press and hold his thumb into \$87(2)(b) cheekbone for approximately
five minutes. When he stopped, \$87(2)(b) told Police Officer Waldron that he was going to
file a complaint against him. Police Officer Waldron showed \$87(2)(b) his name and shield
and said, "Do what you gotta do." An officer took the handcuffs off of \$87(2)(b) as Police
Officer Waldron walked out of the cell. After \$87(2)(b) yelled and screamed in his cell for
several hours, he spoke with Sergeant Bartee, who told him to "go after" Police Officer Waldron,
and that Police Officers Camilo, Qosja, and Phillip were "new."
The Civilian Complaint Form completed by §87(2)(b) on the morning of the incident notes
that "Camilo helped me with the report." Officers' shield and tax numbers were entered onto the
computerized complaint but were not written in by §87(2)(b) He alleged that "Officer
Walborn" told him that he "came to kick my ass and he was going to fuck me up." He added,
"While on the floor he kick me on the side while the female officer stepp on my chest because
they know I had went to the hospital for chest pain. Then they both lifted me up and dropped me
to the ground to hurt me and then picked me back up push me in the corner of the cell pressed
both their hands on my face to hurt me saying I told you I will fuck you up because you acting
like my six year old daughter at home (sic)" (Board Review 03).
The my six year old daughter at nome (sic) (Board Review 65).
§ 87(2)(g)
Police Officer Waldron's testimony was in part consistent with \$87(2)(b) However, he disputed the allegations against him. He stated that he was in the cell as per Sergeant Bartee's request and because he was a Field Training Officer (and the officers inside of the cell area were
new). He stated that \$87(2)(0) was handcuffed and on the cell floor when he first went into
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the cell, and denied threatening \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ with force or dropping him to the ground. Together, he and Police Officer Maldonado threw \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ onto the cell bench because \$\frac{\text{\$100}}{\text{\$100}}\$ had gone limp and they did not want him to fall back to the cell floor. At that point \$\frac{\text{\$100}}{\text{\$100}}\$ made a sound as though he was going to spit, and Police Officer Waldron held his hand out in front of \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ face with his fingers facing upward. He said, "Don't do it," and then \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ swallowed his spit. Then he looked at his watch, realized that it was just before eight o'clock, took \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ out of handcuffs, walked out of the cell area and then out of the stationhouse with Police Officer Maldonado. He denied saying, "I'm going to fuck him up," "I'm going to kick your ass," or "I guess you are really crazy." When he was asked whether he said, "I have a six-year-old daughter at home that acts better than you," he replied, "No." He added, "I have daughters, but they're not six years old." Though he denied calling \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ "crazy" during the incident, later in his interview Police Officer Waldron described prisoners who go on "walkthroughs" at Manhattan Central Booking, including \$\frac{\text{\$87(2)(b)}}{\text{\$100}}\$ as "crazies."
Police Officer Waldron's statement disputed other officers' testimony as follows: Police Officer Waldron denied that he placed his forearm against \$87(2)(6) chest, and denied that he or any other officer pinned \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the cell. He denied that \$87(2)(6) capacity against the wall of the
Police Officer Waldron completed a T.R.I. Report in regards to this incident. He indicated in the 'Other Force' section that he "placed hand infront of deft's mouth the prevent spitting (<i>sic</i>)" (Board Review 05). The 'Reason for Force' section states that force was used in 'Defense of Self,' in 'Defense of other MOS,' and to 'Overcome Resistance or Aggression.'
Police Officer Maldonado's statement disputed \$\frac{87(2)(0)}{2}\$ account in the following regards. She stated that while he was in the cell he was "not saying much" and that when he spoke he was "not yelling" but "loud" when he did speak, but that he was "not really moving or speaking." She stated that \$\frac{87(2)(0)}{2}\$ requested assistance after being informed by Police Officer Waldron that the officers were going to put him "on the bedside." She stated that although \$\frac{87(2)(0)}{2}\$ was on the cell bench, Police Officer Waldron only placed his hand in front of \$\frac{87(2)(0)}{2}\$ was asked to lean forward, was taken out of handcuffs, and then the officers left the cell. She denied that Police Officer Waldron said, "I'm going to fuck \$\frac{87(2)(0)}{2}\$ up." She denied that Police Officer Waldron said, "Do you know what's about to happen to you? I'm gonna kick your ass." She denied that Police Officer Waldron placed his hand on \$\frac{87(2)(0)}{2}\$ face.
Police Officer Maldonado's statement disputed other officers' testimony as follows: She denied that \$37(2)(b) said, "You're not gonna break me," she denied that Police Officer Waldron told \$37(2)(b) to, "comply," and she denied that Police Officer Waldron ever pressed his

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forearm against § 87(2)(b) chest. Her memo book did not reflect this incident because, "...it was not a significant enough event" (Board Review 06). Police Officer Camilo's account of the incident was generally consistent with \$37(2)(5) aside from a few key details. Police Officer Camilo disputed \$87(2)(b) statement as follows: he denied going into §87(2)(b) cell at any point or to witnessing any physical contact between Police Officer Waldron and §87(2)(b)

Both he and Police Officer Maldonado stood at the front desk (where Sergeant Bartee was) during the incident. Police Officer Waldron entered the cell for two minutes, and Police Officer Maldonado did not enter the cell or cell area at any point. After Police Officer Waldron left the cell area, \$\(\) 37(2)(b) did not complain about Police Officer Waldron making physical contact with him. Police Officer Camilo believed that the reason his name was on the Civilian Complaint Form was because \$87(2)(b) observed his nameplate as he was first leaving the cell. Police Officer Camilo disputed other officers' testimony as follows: he stated that \$37(2)(5) was in handcuffs when Police Officer Waldron walked into the cell, and that §87(2)(b) repeatedly yelled, "You won't break me," while he was handcuffed inside of the cell with Police Officer Waldron. When asked whether he heard Police Officer Waldron say that his six-year old daughter was better behaved than \$97(2)(b) Police Officer Camilo replied, "I'm not sure." He affirmed that after Police Officer Waldron left the cell area, \$87(2)(5) screamed "at the top of his lungs." Police Officer Camilo's memo book did not reflect this incident (Board Review 04). Police Officer Oosja's account of the incident was generally consistent with [8] 97(2)(b) account. He did not directly dispute much of \$87(2)(b) account of the allegations, and replied that he did not recall whether or not Police Officer Waldron told §87(2)(b) was going to "fuck [him] up," or "kick [his] ass." He did not recall whether or not Police Officer Waldron told §87(2)(b) that his §87(2)(b) -old daughter was better behaved than him or whether one of the things §87(2)(b) screamed was that Police Officer Waldron was not going to "break" him. Police Officer Qosja stated that he and Police Officer Camilo stood three to four feet from the cell while Police Officers Waldron and Maldonado were in the cell with but he was not watching what was occurring inside. Police Officer Qosja disputed other officers' testimony as follows: He stated that \$87(2)(b) was not in handcuffs at any point during the incident. He stated that § 87(2)(b) screamed while he was in the cell with Police Officers Waldron and Maldonado and that he believed \$87(2)(b) screaming is what drew Police Officer Waldron and Police Officer Maldonado's attention to the cell in the first place. He stated that \$37(2) requested Police Officer Waldron's name and shield number and that in response Police Officer Waldron said, "Waldron," and provided his shield number. He approximated that Police Officers Waldron and Maldonado were in the cell for three to five minutes. After they left, \$87(2)(b) and whistling and screaming. When Police Officers Qosja and Camilo returned to the cell, had urinated in the cell and taken his shirt off. He stated that after the incident, Sergeant Bartee went to § 87(2)(b) cell and spoke with him for one to two minutes (he did not hear that conversation). Police Officer Qosja's memo book indicated that at 7:25 a.m. was "uncooperative/passive resistance." At 7:30 a.m. he was "whistling and screaming Page 7

Police Officers Francis and Mosio were not present during the portion of the incident with the FADO allegations but both stated that following his arrest \$87(2)(5) was uncooperative and belligerent, so much so that they provided him with a Black & Mild cigarette to smoke inside of the stationhouse to convince him to calm down.	
Sergeant Bartee's memo book reflects that at 10:45 a.m. \$87(2)(b) wanted to make a complaint. At 10:49 a.m. EMS was requested. At 11:00 a.m. \$87(2)(b) refused medical attention and was, "irate belligerent and uncooperative. He placed the safety of MOS at risk. Refused Aid at \$87(2)(b) ." Lieutenant Chan was notified and \$87(2)(b) was provide with a copy of his complaint (Board Review 04).	ed
Sergeant Bartee's statement was generally not in dispute with either 37(2)(5) or the officers' accounts. She stated that she instructed an unknown group of officers, who "may" have included Police Officer Waldron, to "check in on" 37(2)(5) At that point she looked down at her paperwork and was not able to hear anything from the cell area. She did not recall anythin in regards to 37(2)(5) complaint except for that when he was taken to the front desk later, he asked to make a complaint. He did not state the nature of his complaint or provide any detail regarding why he was complaining. Sergeant Bartee handed 37(2)(5) a complaint form an he completed it. She did not review the Civilian Complaint Form. She denied having a conversation with 37(2)(5) about the nature of his complaint or the allegations therein.	n ng
Police Officer Phillip's account of the incident was generally not in dispute with \$87(2)(b) account. His account disputed other officers' testimony as follows: He stated that \$87(2)(b) was not in handcuffs during the incident. He observed Police Officer Waldron attempt to pick up, and then he walked away to speak with Sergeant Bartee. When he returned to the cell area approximately ten seconds later, Police Officer Waldron's forearm was pressed across collarbone, pushing him against the cell wall. Police Officer Waldron said, "Will you comply?" and "Will you come with me?" Police Officer Phillip observed Police Officer Waldron with his forearm against \$37(2)(b) for approximately ten seconds, during which time \$37(2)(b) continually screamed, "No." Police Officer Phillip did not see what Police Officer Waldron was doing with his free hand. While this was still occurring, Police Officer Phillip walked away and into the break-room, which was approximately two-hundred feet away. Police Officer Phillip did not recall Police Officer Waldron making any of the verbal statements that \$87(2)(b) alleged. Police Officer Phillip's memo book did not reflect this incident (Board Review 06).	11
asked to make a complaint regarding "mistreatment" and stated, "These two officers didn't touch me but they are part of the team" in reference to Police Officer Qosja and Police Officer Camilo (Board Review 05).	

§ 87(2)(g)
Police Officers Waldron and Maldonado denied that Police Officer Waldron placed his forearm across chest or asked whether he would "comply." However, Police Officer Phillips stated that he observed Police Officer Waldron's forearm pressed across collarbone, pushing him against the cell wall, while saying, "Will you comply?" and "Will you come with me?" for approximately ten seconds (at which point Police Officer Phillips walked away and did not see what occurred afterwards). Based on this statement, the investigation credited saving account that Police Officer Waldron placed his forearm across his chest and pressed him against the cell wall.
Police Officer Waldron and Police Officer Maldonado both denied that \$57(2)(6) said, "You're not gonna break me." However, Police Officer Camilo stated that he heard \$57(2)(6) repeatedly yell, "You won't break me," while Police Officer Waldron was in the cell with \$57(2)(6) Based on this statement, the investigation credited that \$57(2)(6) did repeatedly yell, "You're not gonna break me," or something to that effect, while he was in the cell with Police Officer Waldron.
Police Officer Waldron described \$87(2)(b) as, "Very quiet," during their interaction. By all other accounts \$87(2)(b) was yelling loudly throughout this incident.
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alleged; 1) that Police Officer Waldron pinned him against the cell wall with his forearm; 2) while pressing his thumb into \$\frac{87(2)(6)}{2}\$ upper cheekbone; and 3) that during this time \$\frac{87(2)(6)}{2}\$ repeatedly stated, "You're not gonna break me." Police Officer Waldron denied all three portions of this allegation. However, officer testimony corroborated that Police Officer Waldron pinned \$\frac{87(2)(6)}{2}\$ against the cell wall with his forearm and that \$\frac{8}{2}(2)(6)\$ was repeatedly yelling, "You won't break me." The same officers who corroborated these points denied being in a position to have seen whether Police Officer Waldron was pressing his thumb into \$\frac{87(2)(6)}{2}\$ cheekbone. \$\frac{87(2)(9)}{2}\$
§ 87(2)(g)
According to Patrol Guide 203-09, members of service must be courteous and respectful (Board Review 06). According to Patrol Guide Procedure 221-01, officers shall not use any level of force on handcuffed or otherwise restrained subjects unless necessary to prevent injury, escape, or to overcome active physical resistance or assault (Board Review 07).
§ 87(2)(g)

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§ 67 (2)(g)		•	
Squad 2			
Investigator: _	Signature	Print	Date
Squad Leader: _	Title/Signature	 Print	 Date
Reviewer: _	Title/Signature	Print	 Date